

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

SCOTT TOELKE,

Plaintiff,

v.

ELITE RECOVERY SERVICES, and  
RIEXINGER & ASSOCIATES,

Defendants.

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8:07CV453

ORDER OF DISMISSAL

The matter before the court is the plaintiff's Notice of Case Dismissal. Filing No. 8. The court finds that this matter should be dismissed with prejudice.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that, pursuant to FED. R. CIV. P. 41(a), the plaintiff's cause of action against the defendants is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 22<sup>nd</sup> day of January, 2008.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge